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13 Attorneys for Defendant

14 **UNITED STATES DISTRICT COURT**
15 **EASTERN DISTRICT OF CALIFORNIA**

16 NICOL M. JOHNSON,) Case No.: 2:22-cv-00818-TLN-DMC
17 v.) STIPULATION FOR VOLUNTARY
18 KILOLO KIJAKAZI,) REMAND PURSUANT TO SENTENCE
19 Acting Commissioner of Social Security) FOUR OF 42 U.S.C. § 405(g)
20 Defendant.)
21

22 IT IS HEREBY STIPULATED, by and between the parties, through their undersigned
23 attorneys, and with the approval of the Court, that the Commissioner of Social Security has
24 agreed to a voluntary remand of this case pursuant to sentence four of 42 U.S.C. § 405(g). The
25 purpose of the remand is to offer Plaintiff a new decision.

26 On remand, the Commissioner will instruct the Administrative Law Judge to: conduct a
27 new hearing pursuant to which the Plaintiff may testify and submit additional evidence; consider
28 all of the Plaintiff's medically determinable impairments; re-evaluate the medical evidence and

1 opinions and all of the other evidence of record; evaluate the Plaintiff's subjective allegations;
2 further develop the record as necessary to complete the administrative record; conduct the
3 sequential evaluation process by reassessing the Plaintiff's residual functional capacity; obtain
4 additional vocational expert testimony if necessary; and issue a new decision. The parties further
5 request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and
6 against Defendant, reversing the final decision of the Commissioner.

7 Respectfully submitted,

8 Dated: January 5, 2023

*/s/ Barbara Marie Rizzo**

(*as authorized via e-mail on 1/4/23)

BARBARA MARIE RIZZO

Attorney for Plaintiff

11 Dated: January 5, 2023

PHILLIP A. TALBERT

United States Attorney

14 By: */s/ Marcelo Illarmo*

MARCELO ILLARMO

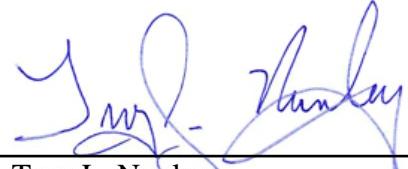
Special Assistant United States Attorney

16 Attorneys for Defendant

19 **ORDER**

20 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
21 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, IT
22 IS HEREBY ORDERED, ADJUDGED AND DECREED that the above-captioned action is
23 remanded to the Commissioner of Social Security for further proceedings consistent with the
24 terms of the Stipulation to Remand.

25 Dated: January 6, 2023



26

27 Troy L. Nunley
United States District Judge

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